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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CYNTHIA SEELEY,

Defendant.

CASE NO. 2:20-CR-00202 WBS

STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
FINDINGS AND ORDER

DATE: January 11, 2021

TIME: 9:00 a.m.

COURT: Hon. William B. Shubb

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on January 11, 2021.

2. By this stipulation, defendant now moves to continue the status conference until March 8, 2021 at 9:00 a.m., and to exclude time between January 11, 2021, and March 8, 2021 at 9:00 a.m., under Local Code T4.

3. The parties agree and stipulate, and request that the Court find the following:

a) The government has represented that the discovery associated with this case includes investigative reports, materials obtained via subpoena, email correspondence, and related documents in electronic form including approximately 737 pages of documents as well as an audio recording. All of this discovery has been either produced directly to counsel and/or

1 made available for inspection and copying.

2 b) Counsel for defendant desires additional time to consult and review the discovery  
3 with his client, conduct defense investigation, discuss potential resolutions with his client, and  
4 prepare for trial in the event that the matter is not otherwise resolved.

5 c) Counsel for defendant believes that failure to grant the above-requested  
6 continuance would deny him the reasonable time necessary for effective preparation, taking into  
7 account the exercise of due diligence.

8 d) The government does not object to the continuance.

9 e) Based on the above-stated findings, the ends of justice served by continuing the  
10 case as requested outweigh the interest of the public and the defendant in a trial within the  
11 original date prescribed by the Speedy Trial Act.

12 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
13 et seq., within which trial must commence, the time period of January 11, 2021 to March 8, 2021  
14 at 9:00 a.m., inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local  
15 Code T4] because it results from a continuance granted by the Court at defendant's request on  
16 the basis of the Court's finding that the ends of justice served by taking such action outweigh the  
17 best interest of the public and the defendant in a speedy trial.

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2 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the  
3 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial  
4 must commence.

5 IT IS SO STIPULATED.

6  
7 Dated: January 6, 2021

McGREGOR W. SCOTT  
United States Attorney

8  
9 /s/ SHELLEY D. WEGER

10 SHELLEY D. WEGER  
Assistant United States Attorney

11  
12 Dated: January 6, 2021

/s/ TIMOTHY ZINDEL

13 TIMOTHY ZINDEL  
14 Counsel for Defendant  
CYNTHIA SEELEY

15  
16 **FINDINGS AND ORDER**

17 IT IS SO FOUND AND ORDERED.

18 Dated: January 6, 2021



19  
20 WILLIAM B. SHUBB  
21 UNITED STATES DISTRICT JUDGE